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PART II—Section 4

**Statutory Rules and Orders issued by the
Ministry of Defence**

MINISTRY OF DEFENCE

S.R.O. 64, dated 1st Feb. 1957.—The following bye-laws for the regulation of collection and recovery of Tax on Trades, Professions and Callings in the Nasirabad Cantonment made by the Cantonment Board, Nasirabad in exercise of the powers conferred by sub-section (3) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are hereby published for general information, the same having been previously published, approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

**BYELAWS FOR THE REGULATION OF COLLECTION AND RECOVERY OF
TAX ON TRADES, PROFESSIONS AND CALLINGS IN THE NASIRABAD
CANTONMENT.**

1. On or before the 1st of April of each year, the Cantonment Board shall cause to be prepared, in the form appended to these bye-laws a list of persons liable to pay the Tax.

2. When the list has been prepared, the Board shall give a public notice thereof and any person shall be at liberty to inspect it and to make extracts therefrom free of charge.

3. Any objection to an entry in the aforesaid list shall be made in writing to the Executive Officer within 15 days of the publication of notice under bye-law 2 stating the grounds on which the objection is based and supported by documentary evidence, if any.

4. The Cantonment Board shall consider and dispose of the objections and caused any amendment necessary to be made to the list, and a public notice to the effect that the list has been duly settled shall be published. This list shall be in force upto the 31st March of the year next following and shall be exclusive evidence of the liability or extent of liability of persons to pay the tax.

5. Soon after the publication of notice under bye-law 4, the Executive Officer shall cause to be presented to each person included in the manner laid down in section 254 of the Cantonments Act, 1924.

6. The bills issued under bye-laws shall be paid at the office of the Cantonment Board within 30 days of the presentation thereof.

7. The Board may at any subsequent time for due and sufficient cause amend the list and bye-laws 2, 3 and 4 shall apply in respect of such amendment as they apply in respect of the original list.

8. Every person commencing or ceasing to carry on a trade, profession or calling in the Cantonment shall within 15 days of so commencing or ceasing give intimation of the fact to the Executive Officer. Every person liable to the tax who change the designation of his firm or the nature of his trade, profession or calling or the place of business shall likewise give intimation to the Executive Officer within 15 days of such change.

9. A contravention of bye-law 8 shall be punishable with fine which may be extended to fifty rupees.

ASSESSMENT LIST

(See Bye-law No. 1)

Sl. No.	Description of place of business	Name and address of assessee.	Proposed Assessment		Result of Assessment		
			Trade, Profession or Calling taxed.	Amt. of tax payable	Trade, Profession or Calling assessed	Amt. of Tax payable	R E M A R K S
			(a)	(b)	(a)	(b)	

S.R.O. 65, dated 1st Feb. 1957.—The following bye-laws for the regulation and control of mills in the Jhansi Cantonment, made by the Cantonment Board, Jhansi, in exercise of the powers conferred by sub-section (17) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR THE REGULATION AND CONTROL OF MILLS IN THE JHANSI CANTONMENT

1. In these bye-law "mill" means any building or place in which a mill is installed for manufacturing flour or oil and includes any building or place used as a saw, cotton, carding or kharad mill, or any other mill, which is run by electricity or oil or by any other mechanical power.

2. (a) No person shall establish or maintain a mill except under and in accordance with a licence granted in this behalf by the Cantonment Board.

(b) An application for a licence under this byelaw shall be made to the Executive Office of the Cantonment Board in Form A annexed to these bye-laws. The Executive Officer shall, after obtaining the report of the Cantonment Overseer thereon, place it before the Cantonment Board.

(c) The licence, if granted, shall be in Form B annexed to these bye-laws.

(d) The Cantonment Board shall before refusing a licence, give the applicant a reasonable opportunity of being heard.

3. The building or premises in which a mill is proposed to be installed shall be—

- at a reasonable distance from any place which gives out offensive smell such as latrines and cesspits;
- a solid structure able to withstand the vibrations of the engine, with adequate space for fixing a dynamo or engine in a railed enclosure;
- paved with concrete or cement and having a ceilinged roof;
- properly ventilated and lighted.

4. A flour mill shall grind only foodgrains which are properly cleaned,

5. No engine or dynamo of more than 10 H.P. shall be installed for a flour mill. The maximum horse power of an engine or dynamo required for an oil or other mill shall be sanctioned by the Cantonment Board in each individual case. The engine or dynamo shall be fixed on a concrete foundation away from the walls of building in such a manner that the vibrations of the machine do not affect the building.

6. In case of mills run by oil, there shall be a chimney of a reasonably adequate height so fixed as to eliminate the emission of smoke in a manner that might constitute a nuisance.

7. The mill shall be worked only between such hours as may from time to time be prescribed by the Cantonment Board in this behalf and shall be open to inspection during such hours by such officers and servants of the Cantonment Board as may be authorised by the Executive Officer in this behalf.

8. The premises, and the apparatus and containers used therein shall be kept scrupulously clean and the persons working therein shall be innoculated and certified as free from any contagious disease by a registered medical practitioner.

9. (a) If the holder of a licence commits a breach of any byelaws, his licence shall be liable to cancellation by the Executive Officer.

(b) No licence shall be cancelled under this byelaw unless the licensee has been afforded a reasonable opportunity of showing cause against the action proposed to be taken.

10. (a) A licence issued under these byelaws shall, whenever granted, be valid only upto the 31st day of March next following, but may, subject to the provisions of these byelaws, be renewed on an application made for the purpose.

(b) The provisions of these byelaws relating to the grant of licences shall, as far as may be, apply in respect of the renewal thereof.

11. A contravention of any of these byelaws shall, without prejudice to any other action that may be taken under these byelaws, be punishable with a fine which may extend to fifty rupees and in the case of a continuing contravention, with an additional fine which may extend to five rupees for every day during which such contravention continues after conviction for the first such contravention.

FORM A

[See byelaws 2(b)]

Form of application for establishment/maintenance of a mill

To

The Executive Officer, Cantonment Board, JHANSI.

The undersigned requests that house No. _____ situated in _____ Jhansi Cantonment be licensed for establishment/maintenance of _____ mill there in accordance with the byelaws made under clause (17) of section 282 of the Cantonments Act, 1924 (II of 1924).

The power proposed to be used is _____ mechanical power (to be specified).

H.P. Dynamo/oil or by any other

Jhansi Cantonment.....

Dated.....

Name of applicant.....

Address.....

Address of Applicant.

Report of the Cantonment Board Overseer as to whether the proposed building conforms to the conditions laid down in the bye-laws or not, and if not, what additions and alterations would be necessary before sanction could be accorded by the Board.

Cantonment Overseer, Jhansi.

Decision of the Cantonment Board.

Resolution No.

Dated.

Order of the Board No.

Date.

Executive Officer, Jhansi Cantonment.

FORM B

[See byelaw 2(c)]

Licence.

Issued under the byelaws made under clause (17) of section 282 of the Cantonments Act, 1924 (II of 1924).

As per Cantonment Board Resolution No. _____ dated _____ licence is hereby granted to _____ son of _____ for the installation/main-tenance of _____ mill in House No. _____ situated in _____ Jhansi Cantonment.

The power to be used shall be

The attention of the licensee is invited to the byelaws subject to which this licence is granted (printed on reverse, for ready reference), as amended from time to time.

Dated this the _____ day of _____ 195 _____ Jhansi Cantonment.

Executive Officer, Jhansi Cantonment.

S.R.O. 66, dated 1st Feb. 1957.—The following amendments in the byelaws for the control and proper regulation of flour and oil mills in the Saugor Cantonment, framed by the Cantonment Board, Saugor, in exercise of the powers conferred by clause (17) of section 282 of the Cantonments Act, 1924 (2 of 1924), and published under the notification of the Government of India in the Ministry of Defence S.R.O. No. 235, dated the 19th July 1952, are hereby published for general information the same having been previously published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the Cantonments Act, 1924 (2 of 1924), namely:—

Amendments

1. In bye-laws 1, the following explanation shall be added at the end, namely:—

“Explanation.—For the purposes of these byelaws except byelaws 3 and 8, an oil mill includes a Saw-mill, that is, any mill sawing wood of any kind.”

2. In byelaw 8, for the words “The premises”, the words “In the case of flour or oil mill, the premises” shall be substituted.

3. In byelaw 9, for the figure “3”, the figure “2” shall be substituted.

4. In the forms of application and license annexed to the byelaws, for the word “House” or ‘building’ wherever it occurs, the words and oblique “House/ Premises” or ‘building/premises’ respectively shall be substituted.

S.R.O. 67, dated 2nd Feb. 1957.—The following amendments in the byelaws for regulating the grazing of animals in the Saugor Cantonment, framed by the Cantonment Board, Saugor, in exercise of the powers conferred by clause (21) of section 282 of the Cantonments Act, 1924 (2 of 1924), and published with the notification of the Government of Central Provinces, No. 1996-2133-II, dated the 15th October, 1951, are hereby published for general information, the same having been previously published and having been approved and confirmed by the

Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

Amendments

1. In the said byelaws the following byelaw shall be inserted after byelaw 11, namely:—

"12. No animal from outside the Cantonment shall be allowed to graze in the Cantonment area and no person shall allow such animal to graze in any part of the Cantonment. Any such animal found grazing in contravention of this byelaw shall be liable to be impounded and the owner or person incharge thereof liable to prosecution under byelaw 14 below."

2. The existing byelaw "12" and "13" shall be renumbered as "13" and "14" respectively.

S.R.O. 68, dated 7th Feb. 1957.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the election of Shri Prabhakar Mankar to the Cantonment Board, Kirkee, from Ward No. IV.

[No. 29/50/G/L&C/54/427/D(C&L).]

S. D. CHATTERJEE, Under Secy.

